

**UNITED STATES DISTRICT COURT – EASTERN DISTRICT OF NEW YORK**

YONG KAI ZHANG v. WAI REALTY CORP., ET AL – 18-cv-3189 (FB) (ST)

**DAMAGE CALCULATIONS FOR PLAINTIFF YONG KAI ZHANG**

*(Relevant Period: May 31, 2012 to July 31, 2016)*

(217 weeks)

**HOURS WORKED:** 8:30 AM – 6:30 PM x 6 days = 60 hours/week

<b><u>Assumptions:</u></b>	<b>HOURS WORKED WEEKLY:</b>	<b>60</b>
	<b>OT HOURS WORKED WEEKLY:</b>	<b>20</b>
	<b>TOTAL WEEKS WORKED:</b>	<b>217</b>
	<b>TOTAL OT HOURS WORKED:</b>	<b>4,340 (20 x 217)</b>

**Weekly Salary:** **\$420.00** (\$70.00 / day x 6 days)

**Hourly Rate:** **\$10.50** / hour (\$420.00 / 40)

**NYC Min. Wage:** \$7.25 per hour (2012-2013)  
\$8.00 per hour (2014)  
\$8.75 per hour (2015)  
\$9.00 per hour (2016)

**Overtime Rate:** **\$15.75** / hour

**Unpaid Minimum Wages:** **NO UNPAID MINIMUM WAGE**

**Unpaid Overtime Wages:** **\$68,355.00** (\$15.75 x 20 hours x 217 weeks)

**TOTAL UNPAID WAGES (MW + OT):** **\$68,355.00**

**LIQUIDATED DAMAGES:** **\$68,355.00**

**PENALTY – NYLL §195(1):** **\$5,000.00**

**PENALTY – NYLL §195(3):** **\$5,000.00**

**COSTS:** **\$415.00**

**LEGAL FEES:** **TBD**

**INTEREST (9%):** **TBD**

**TOTAL DEMAND:** **\$147,125.00**

(Excluding Legal Fees and Interest)

**UNITED STATES DISTRICT COURT – EASTERN DISTRICT OF NEW YORK**

**YONG KAI ZHANG v. WAI REALTY CORP., ET AL – 18-CV-3189 (FB) (ST)**

**DAMAGE CALCULATIONS FOR PLAINTIFF HAI CHEN LI**

*(Relevant Period: January 10, 2015 to August 30, 2015)*

*(33 Weeks + 2 days)*

**HOURS WORKED:** 8:30 AM – 9:00 PM x 6 days = 75 hours/week [Off on Sundays]

<b><u>Assumptions:</u></b>	<b>HOURS WORKED WEEKLY:</b>	<b>75</b>
	<b>OT HOURS WORKED WEEKLY:</b>	<b>35</b>
	<b>TOTAL WEEKS WORKED:</b>	<b>33</b>
	<b>TOTAL OT HOURS WORKED:</b>	<b>1,155 (35 x 33)</b>
	<b><u>Weekly Salary:</u></b>	<b>\$461.54 (\$2,000/mo. x 12 / 52) – See FLSA</b>
	<b><u>Hourly Rate:</u></b>	<b>\$11.54/hour (\$461.54 / 40) – See NYLL/FLSA</b>
	<b><u>NYC Min. Wage:</u></b>	<b>\$7.25 per hour (2012-2013) \$8.00 per hour (2014) \$8.75 per hour (2015) \$9.00 per hour (2016)</b>
	<b><u>Overtime Rate:</u></b>	<b>\$17.31 / hour (11.54 x 1.5) – See NYLL/FLSA</b>
<b><u>Unpaid Minimum Wages:</u></b>	<b><u>NO UNPAID MINIMUM WAGES</u></b>	
<b><u>Unpaid Overtime:</u></b>	<b><u>\$19,993.05</u> (\$17.31 x 35 hours x 33 weeks)</b>	
<b>TOTAL UNPAID WAGES (MW + OT):</b>	<b><u>\$19,993.05</u></b>	
<b>LIQUIDATED DAMAGES:</b>	<b><u>\$19,993.05</u></b>	
<b>PENALTY – NYLL §195(1):</b>	<b><u>\$5,000.00</u></b>	
<b>PENALTY – NYLL §195(3):</b>	<b><u>\$5,000.00</u></b>	
<b>COSTS:</b>	<b><u>\$815.00</u></b>	
<b>LEGAL FEES:</b>	<b><u>TBD</u></b>	
<b>INTEREST (9%):</b>	<b><u>TBD</u></b>	
<b><u>TOTAL DEMAND:</u></b>	<b><u><big>\$50,801.10</big></u></b>	

(Excluding Legal Fees and Interest)